

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In Re Flint Water Cases

No.5:16-cv-10444-JEL-MKM (consolidated)

HON. JUDITH E. LEVY

**NOTICE OF THE TRUST COUNSEL REGARDING REQUEST FOR THE PAYMENT
OF FEES FOR OCTOBER 1, 2021 TO NOVEMBER 30, 2021**

On July 27, 2021, the Court entered the Order Appointing Trust Counsel. (ECF No. 1918). Upon recommendation of the Special Master and the Master Guardian Ad Litem (“Master GAL”), the Court appointed Henry M. Grix, Esq. (“Mr. Grix”) and Elizabeth L. Luckenbach, Esq. (“Ms. Luckenbach”) (collectively, “Trust Counsel”) of Dickinson Wright PLLC to serve as Trust Counsel and “to review and advise the Court, the Special Master, and the Master GAL regarding the Special Needs Trust and Settlement Preservation Trust for the Minors and Legally Incapacitated Individuals contemplated by Article XXI, F, Sections 21.28.1 and 21.28.2, respectively, of the Amended Settlement Agreement (ECF No. 1394-2), and to carry out and perform any and all other responsibilities and functions as determined reasonable and necessary by the Court.”¹ (ECF No. 1918).

The foregoing Order provides in relevant part that “Compensation to Dickinson Wright PLLC for its services as Trust Counsel, as identified in this Order, shall be made at prevailing hourly rates for Henry M. Grix and Elizabeth L. Luckenbach, or other Dickinson Wright PLLC personnel, pursuant to the Amended Settlement Agreement or as ordered by the Court.

¹ All capitalized terms herein have the same meaning set forth in the Amended Settlement Agreement that the Court has preliminarily approved.

Compensation to Dickinson Wright PLLC for its services as Trust Counsel will be provided for in the Amended Settlement Agreement or as ordered by the Court.”

As Trust Counsel, Mr. Grix and Ms. Luckenbach have performed work that included multiple meetings with the Special Master and Master GAL, drafting and revising the Special Needs Pooled Trust Agreement, the Minors Pooled Trust Agreement, and the Joinder Agreements, ongoing communications with the Master GAL, and otherwise advising the Master GAL.

Counsel for the Settling Parties have been provided with the Trust Counsel’s invoices covering the period from October 1, 2021, to November 30, 2021, and have not submitted any objections. The total amount owed on this invoice is \$14,630.50.

The fees, if approved, would be paid from the Qualified Settlement Fund, which has been established under the terms of the Court’s February 4, 2021 Order Granting Motion to Establish Qualified Settlement Fund and Sub-Qualified Settlement Funds, and Establishing QSF Authorized Banking Institution. (ECF No. 1410).

By this Notice I am requesting that the Court authorize the payment of the sum of \$14,630.50 to Dickinson Wright, PLLC. I have submitted a proposed Order for the Court’s consideration.

Dated: December 17, 2021

Respectfully Submitted,

/s/ Elizabeth L. Luckenbach
Elizabeth L. Luckenbach (P58540)
DICKINSON WRIGHT, PLLC
2600 W. Big Beaver Road, Suite 300
Troy, MI 48084
(248) 433-7200
ELuckenbach@dickinson-wright.com

EXHIBIT A

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In Re Flint Water Cases

No.5:16-cv-10444-JEL-MKM (consolidated)

HON. JUDITH E. LEVY

_____/

**ORDER AUTHORIZING DISTRIBUTION OF FUNDS FROM THE QUALIFIED
SETTLEMENT FUND FOR PAYMENT OF TRUST COUNSEL'S FEES FOR
OCTOBER 1, 2021 TO NOVEMBER 30, 2021**

Having now considered the Notice of The Trust Counsel Regarding Request for the Payment of Fees for October 1, 2021 to November 30, 2021, (ECF No. _____) and the request to authorize the distribution of funds from the Qualified Settlement Fund¹:

IT IS HEREBY ORDERED THAT:

1. A distribution of funds in the amount of \$14,630.50 from the Qualified Settlement Fund for the purpose of paying the Trust Counsel for fees incurred from October 1, 2021 to November 30, 2021 is approved.

IT IS SO ORDERED.

Dated: _____, 2021
Ann Arbor, Michigan

JUDITH E. LEVY
United States District Judge

¹ All capitalized terms herein have the same meaning set forth in the Amended Settlement Agreement that the Court has preliminarily approved.